

This Listing of Claims will replace all prior versions, and listings, of claims in the application:

LISTING OF CLAIMS

- Enter for  
Appeal.  
01/22/08*
- 1 (previously presented): A container for fluid material comprising:
    - a first flexible panel and a second flexible panel with said first flexible panel sealed to said second flexible panel along a first side edge of each of said flexible panels and along a second side edge of each of said flexible panels;
    - a fitment sealed between said first flexible panel and said second flexible panel along third edges of each of said flexible panels, said third edges being intermediate said first side edge of each flexible panel and said second side edge of each flexible panel, said fitment having an opening covered by a frangible element that may be pierced to access said fluid, and
    - a detachable straw attached to said container;

wherein said container is formed from a unitary sheet of material or said first flexible panel and said second flexible panel are sealed, optionally with a bottom panel, along one or more bottom edges in the same manner as said first side edge and said second side edge.
  - 2 (previously presented): A container according to claim 1 wherein said frangible element comprises a pierceable barrier seal.
  - 3 (previously presented): A container according to claim 2 wherein said pierceable barrier seal comprises aluminum foil or ethylene vinyl alcohol.
  - 4 (original): A container according to claim 1 wherein at least one of said flexible panels comprises a heat-sealable inner layer of polyethylene or polypropylene, a center layer of a barrier material, and an outer layer of polyester or nylon.